IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
APPEAL NO.541 OF 2007
IN
NOTICE NO.845 OF 2006
IN
EXECUTION APPLICATION NO.305 OF 2006
IN
VADODARA SUIT NO.830 OF 1997

Mahipatrai J.Shah & Ors. ..Appellants
Vs.
Gujarat Alkalies and Chemicals & Ors. ..Respondents

Ms.Sandhya Jain i/b.M/s.A.V.Jain & Associates for the Appellants.
Mr.Zubin Behramkamdin with Mr.Sarosh Bharucha i/b.M/s.Amarchand & Mangaldas & S.A.Shroff & Co. for the Respondents.

CORAM :- DR.S.RADHAKRISHNAN &
ANOOP V.MOHTA,JJ.
DATE : 29TH NOVEMBER,2007

P.C.

1. Heard the learned Counsel for the parties. We have perused the impugned order dated 17th April,2007 passed by the learned Single Judge, wherein, the learned Single Judge had only directed that Notice No.845 of 2006 to be proceeded with on merits. There is no final order. In view thereof, the present LPA is not maintainable at all. Hence, we dismiss the above Appeal.

2. We make it clear that in the event the final order in the aforesaid Notice No.845 of 2006 goes against the Appellants, the Appellants will be entitled to challenge the said order as well as the present impugned order dated 17th April,2007.

(ANOOP V.MOHTA,J.) **(DR.S.RADHAKRISHNAN,J.)**